

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Masakazu OGASAWARA, et al.

Application No.: 09/891,471

Filed: June 27, 2001

For: PICKUP DEVICE FOR RECORDING  
 OR REPRODUCING INFORMATION  
 TO AND FROM A MULTI-LAYERED  
 RECORDING MEDIUM HAVING A  
 PHOTODETECTOR WITH A  
 NORMALIZED DETECTOR SIZE  
 (As Amended)



Confirmation No.: 1389

Group Art Unit: 2653

Examiner: A. Psitos

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Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449.

This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but to the undersigned's knowledge, before the mailing date of a Final Action, a Notice of Allowance, or another action that closes prosecution in the above-referenced application. The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 in the amount of \$180.00 for the Information Disclosure Statement fee as specified by 37 C.F.R. § 1.17(p).

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

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Each item of information contained in this Information Disclosure Statement (IDS) was cited in a European Search Report dated June 15, 2004 in a counterpart foreign application. A copy of the European Search Report is enclosed for the Examiner's consideration.

JP 11-306661 listed on the accompanying PTO Form 1449 is in a language other than English. The relevance of this document can be understood from the attached English-language abstract.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that any or all of the listed documents is material or constitute "Prior Art." If it should be determined that any or all of the listed documents does not constitute "Prior Art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If any additional fee(s) is/are due in connection with the filing of this Statement, please charge the fee(s) to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: July 9, 2004

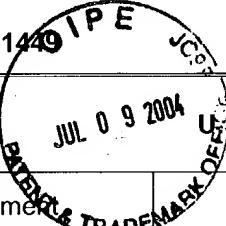
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<b>INFORMATION DISCLOSURE CITATION</b>  (Use several sheets if necessary)			Attorney Docket No.: 041514-5130		Application No.: 09/891,471		
			Applicant: Masakazu OGASAWARA, et al.		PAGE 1 of 1		
 <b>PTO Form 1449</b> <b>U.S. PATENT DOCUMENTS</b>			Filing Date: June 27, 2001		Group Art Unit: 2653		
*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date
		5,859,824	Jan. 12, 1999	IZUMI, et al.			
		6,031,792	Feb. 29, 2000	NAKANO, et al.			
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<b>FOREIGN PATENT DOCUMENTS</b>							
		Document Number	Date	Country	Class	Sub Class	Translation YES      NO
		EP 0 605 924	Jul. 13, 1994	Europe			
		EP 0 776 003	May 28, 1997	Europe			
		JP 11-306661	Nov. 5, 1999	Japan			Abstract Only
		WO 00/08638	Feb. 17, 2000	PCT			
<b>OTHER DOCUMENTS</b> (Including Author, Title, Date, Pertinent Pages, Etc.)							
		NARAHARA et al. "Optical Disc System for Digital Video Recording"; <u>Japanese Journal of Applied Physics</u> , Vol. 39, Part 1, No. 2B, pp. 912-919 (Feb. 2000).					
		WIERENGA, H.A. "Phase Change Recording: Options for 10-20 GB (dual layer, high NA, and blue)"; <u>Proceedings of the SPIE</u> , Vol. 3401, pp. 64-70 (1998).					
Examiner				Date Considered			
<b>Examiner:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

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